IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

SECOND APPEAL NO.497 OF 2003

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

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Mr.C.G.Gavnekar for the appellants.

Mrs.Varsha Palav for Respondent Nos.1 to 6.

Coram : R.S.Mohite,J

Date : 11.8.2005.

1. Perused both the Judgments. It is seen that there is a concurrent finding of fact that plaintiffs' suit for permanent injunction has been decreed. The Appeal court has dismissed the appeal filed by defendant nos.1 to 5. On perusing the Judgment, it is seen that the case made out by defendant nos.1 to 5 that the plaintiff Mohammed took the land on the death of Dawood and his name was entered as a tenant to the extent of 1/2 share has been held to be

falsified because the entry in favour of Mohammed are from 1953-54 whereas Dawood died on 19.7.1955. In my view there is no substantial question of law involved in this appeal.

2. Apopeal is therefore, dismissed.

(R.S.Mohite,J)